



The Little Traverse Bay Bands of Odawa Indians  
7500 Odawa Circle, Harbor Springs, MI 49740  
Tribal Council Chambers  
**Tribal Council Regular Meeting Agenda-Amended**  
**January 19, 2017**  
**9:00 a.m.**

**\*Agenda subject to change and may include closed session\***

Public Comment **11:45 a.m. & 3:00 p.m. (approximate)**

**GENERAL SESSION**

1. Call to Order
  2. Opening Ceremony
  3. Roll Call
  4. Motion to adopt the Agenda of January 19, 2017
  5. Motion to approve the Minutes of December 1, 2016 and let the record reflect the December 15, 2016 and January 5, 2017 meetings were cancelled due to weather.
  6. Dedications: Motion to dedicate this meeting in honor of those Tribal Citizens as noted that have walked on since October 20, 2016: Elaine Marie LeClaire, and Vernon Duan Lasley.
  7. **9:15 a.m.-9:30 p.m.** Odawa Casino Resort FYI: Emmet County Recycler of the Year award
  8. Executive Oversight Report
  9. Tribal Council Officer Reports:
    - a. Legislative Leader Report
    - b. Secretary Report
      - i. Documents Delivered to Executive:
      - ii. Vetoes:
      - iii. Phone Polls:
        - **12-15-16 Reason for Phone Poll:** The regularly scheduled Tribal Council Meeting of 12/15/16 was cancelled due to inclement weather and the following Action Items require immediate attention: (each Action Item will be listed and voted upon individually)
- Action Items addressed during this phone poll:
1. Adopt Tribal Resolution; Budget Modification for Employee Appreciation (Gas Card).  
Vote: 8-yes, 0-no, 0-abstained, 1-absent (Legislative Leader Otto) Phone Poll passed.

2. Adopt Tribal Resolution: Authorizing the Re-Financing and Conversion of the Loan from Wells Fargo Bank, National Association.  
Vote: 6-yes, 1-no (Councilor McNamara), 1-abstained (Councilor Harrington, 1-absent (Legislative Leader Otto) Phone Poll passed.
3. Approve Odawa Casino Resort five (5) year Strategic Economic Development Plan as revised on 12/2016 that includes OCR refinancing, Mackinaw casino expansion and other related activities.  
Vote: 5-yes, 2-No (Councilor Bernard, Councilor McNamara) 1-abstained (Councilor Harrington) 1-absent (Legislative Leader Otto) Phone Poll passed.
4. Join an inter-tribal amicus brief in the case of Murray Energy Corporation, et al. v EPA and the American Lung Association, et al, U.S. Court of Appeals for the District of Columbia Case No. No. 16-1127 in support of the EPA's Mercury and Air Toxics Standards (MATS) Rule."  
Vote: 8-yes, 0-no, 0-abstained, 1-absent (Legislative Leader Otto) Phone Poll passed.

**-12-21-16 Reason for Phone Poll:** Motion to authorize Odawa Casino to enter into a contract with Givex to allow acceptance of gift cards with choice of law and dispute resolution as stated in the contract.

Vote: 6-yes, 0-no, 1-abstained (Councilor Harrington) 2-absent (Councilor Naganashe, Councilor Proctor) Phone Poll Passed.

**-01-05-17 Reason for Phone Poll:** to approve the following Certified Motions:

#1...Motion to approve **CERTIFIED MOTION # 010517-01** Funding from the U.S. Department of Health and Human Services Indian Health Service Little Traverse Bay Bands of Odawa Indians 2016 Annual Funding Agreement, Award Increase Mod 16-6.

#2 ...Motion to approve **CERTIFIED MOTION # 010517-02** Request for Funding from the Bureau of Indian Affairs FY 2017 Tribal Youth Initiative LTBB Youth Conservation Corps.

#3... Motion to approve **CERTIFIED MOTION # 010517-03** Request for Funding from the United States Department of the Interior, Bureau of Indian Affairs, Fish Hatchery Maintenance Project FY 2017.

#4...Motion to approve **CERTIFIED MOTION # 010517-04** Request for Funding from the United States Department of the Interior, Bureau of Indian Affairs, Endangered Species Project FY 2017.

#5...Motion to approve **CERTIFIED MOTION # 010517-05** Request for Funding from the United States Department of the Interior, Bureau of Indian Affairs, Invasive Species Project FY 2017.

#6... Motion to approve **CERTIFIED MOTION # 010517-06** Request for Funding from the United States Department of the Interior, Bureau of Indian Affairs, Great Lakes Restoration Initiative Project FY 2017.

#7. Motion to approve **CERTIFIED MOTION # 010517-07** Request for Funding from the U.S. Department of the Interior Bureau of Indian Affairs, Great Lakes Restoration Initiative Capacity Funding, Tribal Capacity Funding FY 2017.

#8... Motion to approve **CERTIFIED MOTION # 010517-08** Request for Funding from U.S. Environmental Protection Agency Great Lakes Restoration Initiative Invasive Species Control.

#9...Motion to approve **CERTIFIED MOTION # 010517-09** Funding from the Department of the Interior, Bureau of Indian Affairs IRR Tribal Transportation Program – Funding for FY 2017 Funds.

#10...Motion to approve **CERTIFIED MOTION # 010517-10** Request for Funding from the United States Department of the Interior, Bureau of Indian Affairs, Circle of Flight Program FY 2017.

Vote 9-yes, 0-no, 0-abstained, 0-absent Phone Poll passed.

**-01-09-17 Reason for Phone Poll:** Motion to approve LTBB Minimum Internal Control Standards Amendment REG-Waganakising Odawak Statute 2011-005 121416-017.

Vote: 6-yes, no-2 (Councilor Naganashe, Legislative Leader Otto) 1-abstained, 0-absent Phone Poll passed.

### c. Treasurer Report

#### i. Appropriations and Finance Committee

-Last meeting: January 13, 2017 at 1:30 p.m. in the Council Chambers

-Next meeting: February 6, 2017 at 9:00 a.m.

### 10. Tribal Council Travel Reports

a. Motion to acknowledge receipt of Councilor Law's verbal and written December 2-7 2016 Inter Tribal Work Group Meeting travel report.

b. Motion to acknowledge receipt of Councilor Bernard's verbal and written December 1, 2016 Michigan Economic Development Association travel report.

### 11. Tribal Council Member Reports/Updates

a.

### 12. Tribal Council Committees

a. Land and Reservation Committee

- Last meeting: January 13, 2016 at 9:00 a.m. in the Council Chambers

- Next meeting: February 10, 2017 at 9:00 a.m. in the Council Chambers

b. Ethics Committee

- Last meeting: December 20, 2016 in the Council Chambers-Cancelled

- Next meeting: To be determined

### 13. Legislative Office Reports

a. Tribal Historic Preservation Officer-2016 3<sup>rd</sup> Quarter Report

b. Legislative Services Attorney

c. Enjinaaknegeng

d. Legislative Office Manager

e. Office of Finance and Revenue Report-vacant

**14. 1:30 p.m.- Ziibimijwang, Inc.**

Corporate Charters and/or Board Updates (if any)

- a. Odawa Economic Development Management, Inc.
- b. Traditional Tribal Burial Board
- c. Gaming Enterprise Board

**15. Action Items**

**a. Motions**

- i. Motion to appoint Kevin Hesselink to the position of Special Prosecutor for a 2-year term ending December 15, 2018. (need an affirmative vote of 6 of 9 Tribal Council)
- ii. Motion to acknowledge receipt of the Executive Nomination of Steve Sochay for the Child Welfare Commission and set up an interview.
- iii. Motion to acknowledge receipt of the Executive Nomination of Christina Kellogg for the Child Welfare Commission and set up an interview.
- iv. Motion to acknowledge receipt and accept the Bureau of Indian Affairs Contract Support Costs Settlement from Ramah versus Jewell in the amount of \$2,689,356.49 as received on December 1, 2016 and deposited into the general fund.
- v. Motion to approve the Merrill Lynch Authorized Representatives BIA/WCMA Change Form for account designation removing previous Legislative Leader Regina Gasco Bentley signing authority.
- vi. Motion to approve the Short-Term Investment /Cash Policy.
- vii. Discussion on OEDMI Appointments: Candidates Shiloh Slomsky and Ken Harrington.
- viii. Motion to assign Shiloh Slomsky to the Odawa Economic Development Management, Inc. for a 3-year term.
- ix. Motion to assign Natawn Kiogima to the Tribal Traditional Burial Board, Inc. for a 4-year term.
- x. Motion to approve Tribal Council travel to United Tribes of Michigan February 22 and 23, 2017 in Lansing.

- xi. Motion to post to the Legislative Calendar on the Odawa Register Waganakising Odawak Statute General Welfare draft Statute as sponsored by Secretary Shananaquet.
- xii. Motion to re-post to the Legislative Calendar on the Odawa Register the Housing Department Statute as sponsored by Councilor Law.
- xiii. Motion to approve the Policy and Procedures to Appoint Members and Fill a Vacancy on a Tribal Council Standing Committee.
- xiv. Motion to acknowledge receipt of Kevin Donnor's letter of interest for the Ziibimijwang and set up an interview.
- xv. Motion to approve Enrollment List A Eligible for Citizenship dated December 21, 2016 for a total of 4.
- xvi. Motion to approve Enrollment List B Ineligible for Citizenship dated December 21, 2016 for a total of 1.
- xvii. Motion to post the 2018 Budget Calendar, in accordance with WOS 2015-016 Tribal Government Budget Formulation and Modification Statute.
- xviii. Motion to approve Certified Motion # 011917-01 Request for Funding from Great Lakes Fishery Trust Ecological and Biological Research to Inform Management Lake Sturgeon Rehabilitation Funds FY 2017.
- xix. Motion to approve Certified Motion # 011917-02 Request for Funding from United States Department of Justice, FY 2017 Coordinated Tribal Assistance Solicitation (CTAS).
- xx. Motion to approve Certified Motion # 011917-03 Request for Funding from the United States Department of the Interior Bureau of Indian Affairs FY 2017 Rights Protection Implementation.
- xxi. Motion to approve Certified Motion #011917-04 Funding from the United States Department of the Interior Bureau of Indian Affairs FY 2017 Non-Recurring Fund.
- xxii. Motion to approve Certified Motion # 011917-05 Request for Funding from the United States Department of the Interior Bureau of Indian Affairs Forestry Development.

- xxiii. Motion to approve Certified Motion #011917-06 Funding from the United States Department of the Interior Bureau of Indian Affairs, Office of Justice Services FY 2017 Law Enforcement Services Non-Recurring Funds.
- xxiv. Motion to approve Certified Motion 011917-07 General Fund Allocation for FY2018.
- xxv. Motion to acknowledge receipt of Rebecca Otto letter of interest for the Ziibimijwang, Inc., and set up an interview.
- xxvi. Motion to request the Executive attend a work-session to review and update the Land Use, Building and Zoning Regulations and request the Planning and the Archive/Records Directors to attend per the Land and Reservation Committee.
- xxvii. Motion to request from the Executive any condemnation notices and determinations that have been made regarding 414 Monroe Street property per the Land and Reservation Committee.
- xxviii. Motion to approve the Memorandum of Understanding between Little Traverse Bay Bands of Odawa Indians and Charlevoix, Antrim, Kalkaska and Emmet Counties (CAKE) for the Cooperative Invasive Species Management Area (CISMA).
- xxix. Motion to approve Tribal council attendance at the Michael Hughes workshop regarding the Bureau of Indian Affairs FY 2017 Funding for Human Services Programs and the Governmental Performance and Results Act, February 7-9, 2017 in Tempe Arizona.
- xxx.

b. Roll Call Votes

i.

16. Other Items of Business

- a. Review: Tribal Applicants for Office of Finance and Revenue
- b. Review: Policy and Procedures for Hiring of Specific Individuals with The Legislative Office

17. Adjourn